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10 UTILITY DISTRICT
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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

CALIFORNIA DEPARTMENT OF TOXIC
SUBSTANCES CONTROL,

Plaintiff,

v.

ESTATE OF HERBERT S. MCDUFFEE, JR,
DECEASED, *ET AL.*,

Defendants.

Case No. CIV-02-0018 GEB JFM/GGH

**NOTICE OF SUBSTITUTION OF
ATTORNEY**

AND RELATED CROSS-CLAIMS,
COUNTERCLAIMS AND THIRD-PARTY
ACTIONS

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PLEASE TAKE NOTICE that Defendant, Cross-Defendant, and Counterdefendant
SACRAMENTO MUNICIPAL UTILITY DISTRICT hereby substitutes Sherri M. Kirk of Stoel
Rives LLP as attorney of record in the place and stead of Sherri M. Kirk of The Kirk Law Firm.

Respectfully submitted,

DATED: May 3, 2006

/s/ Sherri M. Kirk

SHERRI M. KIRK
The Kirk Law Firm
455 Capitol Mall, Suite 605
Sacramento, CA 95814

I consent to this substitution.

DATED: May 3, 2006

/s/ Arlen R. Orchard

ARLEN R. ORCHARD
General Counsel
SACRAMENTO MUNICIPAL
UTILITY DISTRICT
6201 S Street
Sacramento, CA 95817

I accept this substitution.

DATED: May 3, 2006

/s/ Sherri M. Kirk

SHERRI M. KIRK
Stoel Rives LLP
770 L Street, Suite 800
Sacramento, CA 95814
smkirk@stoel.com

APPROVED AND SO ORDERED.

DATED: May 10, 2006

/s/ Garland E. Burrell, Jr.

GARLAND E. BURRELL, JR.
United States District Judge

*California Department of Toxic Substances Control v.
Estate of Herbert S. McDuffee, Jr., Deceased, et al., and Related Actions*

Case No. CIV-02-0018 GEB JFM/GGH

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am employed in the County of Sacramento, State of California, over the age of eighteen years and not a party to the within action; my business address is 770 L Street, Suite 800, Sacramento, California 95814.

On May 3, 2006, I placed in a sealed envelope and served a true copy of the within

NOTICE OF SUBSTITUTION OF ATTORNEY

addressed as follows:

SEE ATTACHED SERVICE LIST

X	BY MAIL: I am readily familiar with my employer's practice for the collection and processing of mail. Under that practice envelopes would be deposited with the U.S. Postal Service that same day, with first class postage thereon fully prepaid, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if the postal cancellation date or postage meter date is more than one day after the date of deposit for mailing shown in this proof of service.
	BY FACSIMILE: I caused the within document to be delivered by facsimile transmission to the office of the addressee at the facsimile number shown above.
	BY HAND DELIVERY: I caused such envelopes to be delivered by hand to the office of the addressee.
	BY FEDERAL EXPRESS: I am readily familiar with my employer's practice for the collection and processing of FedEx packages. Under that practice, packages would be deposited with FedEx that same day, with overnight (next business morning) delivery charges thereon fully prepaid, in the ordinary course of business.
X	(Federal Courts Only) I declare that I am employed in the office of a member of the court at whose direction this service was made.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on May 3, 2006, at Sacramento, California.

/s/ Marion W. Speed

MARION W. SPEED

*California Department of Toxic Substances Control v.
Estate of Herbert S. McDuffee, Jr., Deceased, et al., and Related Actions*

Case No. CIV-02-0018 GEB JFM/GGH

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